

REMARKS

In the above identified Notice the Examiner has stated a reason for allowance, which Applicant recognizes as not being the invention he wishes to patent. Applicant has amended claim 27 to make it more in line with what he wishes to be patented.

As amended, Applicant maintains that the claims define patentable subject matter over Parham. The benztriazole compounds of Parham are not present in an amount sufficient to reduce oil photooxidation and phytotoxicity of the oil as now required by amended claim 27. Since Parham's compounds are herbicides, they must by nature be phytotoxic, so Parham teaches away from reducing the levels of phytotoxicity.

Applicant hereby requests reconsideration and allowance.

With the above amendments and remarks, this application is considered ready for allowance. Should the Examiner be of the opinion that a telephone conference would expedite prosecution of the subject application, he is respectfully requested to call the undersigned at the below-listed number.

Respectfully submitted,

WELSH & KATZ, LTD.

By *Gerald T. Shekleton*
Gerald T. Shekleton
Registration No. 27,466

Date: November 5, 2002
WELSH & KATZ, LTD.
120 South Riverside Plaza 22nd Floor
Chicago, Illinois 60606-3913
Telephone: 312/655-1500



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VERSION WITH MARKINGS TO SHOW CHANGES MADE

27. An oil for use as a carrier for pesticides or micronutrients in agricultural sprays, the carrier having reduced phytotoxicity properties, [the oil] and having added thereto an oil soluble UV absorber [deactivator for the reduction of photooxidation, the UV deactivator] comprising:

[a zinc diamyldithio carbamate; and]

a benzoxazole, benzotriazole or benzthiazole compound[, other than the compound 2-mercaptobenzothiazole] in an amount sufficient to reduce oil photooxidation and phytotoxicity of the oil.